



United States Department of Agriculture

Food Safety and
Inspection Service

1400 Independence
Avenue, SW.
Washington, D.C.
20250

James C. Dziobek III
MuckRock News
DEPT MR 53825
411A Highland Avenue
Somerville, MA 02144-2516

RE: FOIA-2018-00439
Wyngz documents

Dear Mr. Dziobek III:

This is the final response to your Freedom of Information Act (FOIA) request to the United States Department of Agriculture's (USDA) Food Safety and Inspection Service (FSIS) dated August 14, 2018. You requested a copy of records regarding the term "Wyngz" in relation to chicken food products. FSIS received your request in our Office on August 14, 2018.

The FSIS FOIA staff works with subject matter experts across the Agency to locate responsive documents. For this request, we conducted a record search in the Office of Policy and Program Development, and the Office of Field Operations' Recall division. FSIS' search began on August 15, 2018. Our search includes responsive records in FSIS' control on that date.

Enclosed are 24 pages of records that are responsive to your request. After a thorough review, we have determined that portions of these are exempt from disclosure under (b)(5) and (b)(6) of the FOIA, 5 U.S.C. § 552, as amended. Accordingly, this request is granted in part.

Some responsive records contain drafts, staff analyses, opinions, or recommendations. Those portions are deliberative and pre-decisional and are an integral part of the agency's decision making process. They are exempt from the FOIA's disclosure requirements by FOIA Exemption 5, 5 U.S.C. § 552(b)(5).

Portions of the responsive records are exempt from disclosure under FOIA Exemption 6, 5 U.S.C. § 552(b)(6). Exemption 6 protects information that would constitute an unwarranted invasion of an individual's personal privacy. The types of information withheld under Exemption 6 include the names, addresses, or cell phone numbers of employees of Establishments and third parties, including, but not limited to interviewees or customers.

You may appeal this determination within 90 days from the date of this letter. Your appeal should include copies of your original request and this response, as well as a discussion of the reasons supporting your appeal. The envelope should be plainly marked to indicate that it contains a FOIA appeal. If you decide to appeal this determination, please send your appeal to:

Paul Kiecker
Acting Administrator
Department of Agriculture
Food Safety and Inspection Service
1400 Independence Avenue, S.W.
Room 1170, South Building
Washington, D.C. 20250-3700

Also, be advised that your FOIA request, including your identity and the information made available, is releasable to the public under any subsequent FOIA requests. However, FSIS does not release your personal privacy information, such as home addresses, telephone numbers, or Social Security Numbers, all of which are protected from disclosure under FOIA Exemption 6.

If you have any questions about the way this request was handled, please contact Javon Forde at 202-720-0290 or via email at Javon.Forde@fsis.usda.gov. If you have general questions about FSIS' FOIA procedures or regulations, please contact our FOIA Public Liaison, Arianne Perkins, at 202-690-2760 or via email at Arianne.Perkins@usda.gov.

Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov; telephone at 202-741-5770; or facsimile at 202-741-5769.

Thank you for your interest in FSIS programs and policies.

Sincerely,

Arianne M. Perkins
Director, Freedom of Information Act Staff
Office of Public Affairs and Consumer Education
Food Safety and Inspection Service

Enclosure